

AN ORDINANCE

BY: COUNCILMEMBER FELICIA A. MOORE

03-O-0955

AN ORDINANCE TO IMMEDIATELY RESTORE PERMANENT STATUS TO REHIRED FORMER UNITED WATER SERVICES ATLANTA (UWSA) EMPLOYEES WHO HAD CITY SERVICE PRIOR TO THE TWENTY-YEAR OPERATIONS AND MAINTENANCE AGREEMENT BETWEEN THE CITY AND UWSA, TO WAIVE THE CITY OF ATLANTA CODE OF ORDINANCES, SECTION 114-326 AND SECTION 114-327 FOR THIS INSTANCE ONLY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta entered into a Twenty-Year Operations and Maintenance Agreement with United Water Services Atlanta (UWSA), effective December 24, 1998; and

WHEREAS, a Mutual Dissolution Agreement between the City and UWSA in February 2003 terminated the Twenty-Year Operations and Maintenance Agreement; and

WHEREAS, Ordinance 03-O-0191, adopted by Council February 17, 2003 and approved by the Mayor February 25, 2003 put forth procedures to hire or rehire those employees necessary to operate and maintain the City's drinking water system; and

WHEREAS, the City rehired select USWA employees having prior satisfactory City service; and

WHEREAS, those rehired employees with prior successful City service have already served a City required six (6) month probationary period.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA: that

SECTION ONE: The Atlanta Code of Ordinances Section 114-326 and Section 114-327, which authorizes and sets the length of employment probation, be waived for this instance only for rehired USWA employees necessary to operate and maintain the City's drinking water system who have prior successful City employment,

SECTION TWO: That to the extent that Section 6 of Ordinance 03-O-0191, adopted by Council February 17, 2003 and approved by the Mayor February 25, 2003, is inconsistent with the intent to rehire UWSA employees with prior successful City service as permanent status employees, that this Ordinance shall amend Ordinance 03-O-0191, Section 6, renumbering Provisions (2) and (3) and adding a new Provision (2) to read "Rehired USWA employees having prior successful City service including a City required probationary period shall retain their permanent employee status."

SECTION THREE: All ordinances or parts of ordinances in conflict herewith are hereby repealed.